

WEAKLEY COUNTY LEGISLATIVE BODY MEETING

JANUARY 26, 2009

The Weakley County Legislative Body met in Regular Session on January 26, 2009 at 5:30 p.m. in the County Commission Room at the Weakley County Courthouse. Chairman Phebus called the meeting to order.

County Mayor, Houston Patrick, gave the invocation.

All members present gave the Pledge of Allegiance to the Flag.

County Clerk, Pat Scarbrough, called the Roll with all 18 members present.

Chairman Phebus called for a Motion to approve the Minutes from the November 17, 2008 Regular Meeting Minutes. Commissioner Jones made the Motion and Commissioner Overton placed a second to the Motion. Discussion was called and a voice vote was taken, the ayes carried with none opposed. The Minutes of the November 17, 2008 Regular Meeting were approved as presented.

ELECTIONS, APPOINTMENTS & CONFIRMATIONS:

The first item was the appointment of County Attorney for Weakley County. The Chairman of the Financial Management Committee, Commissioner Stewart, gave the report and made the Motion to nominate Jeff Washburn for Weakley County Attorney. Commissioner Westbrook placed a second to the Motion. Chairman Phebus called for any other nominations from the floor, hearing none; Chairman Phebus called for a Roll Call vote. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The appointment of Jeff Washburn, Weakley County Attorney was approved.

The next item was the re-appointment of Eric Owen and Hugh Adams with terms ending January 31, 2011 to the Weakley County Agricultural Extension Committee and the appointment of Roger Stewart and Ellie Holt with terms ending January 31, 2011 to the Weakley County Agricultural Extension Committee. Commissioner McAlpin made the Motion and Commissioner Buckley placed a second to the Motion. Discussion was called and the County Clerk, Pat Scarbrough called the Roll with 18 ayes and none opposed. The appointments were approved.

The next item was the Election of Notaries Public. Chairman Phebus called for a motion to approve the List of Notaries Public. Commissioner Sinclair made the Motion and Commissioner Overton placed a second to the Motion. A voice vote was taken and the ayes carried with none opposed. The List of Notaries Public was approved.

REPORTS:

The Financial Reports, Veterans Service Report, Agricultural Extension Reports and the Committee reports were included in the Packets. Chairman Phebus called for any Committee Chair to give a report with the perspective Resolutions as presented. Commissioner Vincent made a Motion to accept the Reports as presented and Commissioner Rich placed a second to the Motion. A voice vote was taken and the ayes carried with none opposed, the Reports were accepted as filed.

OLD BUSINESS:

None.

County Mayor, Houston Patrick was recognized and he welcomed visitors from Obion County which included Jo Ann Speer, Airport Manager, Dr Chris Gooch, Chairman of the Everett-Stewart Regional Airport Commission, Danny Jowers, Chairman of the Obion County Budget Committee and Obion County Mayor, Benny McGuire.

NEW BUSINESS:

Chairman Phebus called, without objection, for a Motion to combine Resolutions No. 2009-18, 2009-20, 2009-21 and 2009-23. Commissioner Jones made the Motion and Commissioner Owen placed a second to the Motion. A voice vote was taken and the ayes carried with none opposed. The motion to combine Resolutions NO. 2009-18, 2009-20, 2009-21 and 2009-23 was approved.

RESOLUTION NO. 2009-18: Resolution Authorizing Budget Amendments to the Highway Fund for the Fiscal Year Ending June 30, 2009.

RESOLUTION NO. 2009-20: Resolution Authorizing Budget Amendments to the School Federal Projects Fund for the Fiscal Year Ending June 30, 2009.

RESOLUTION NO. 2009-21: Resolution Authorizing Budget Amendments to the General Purpose School Fund for the Fiscal Year Ending June 30, 2009.

RESOLUTION NO. 2009-23: Resolution Authorizing Budget Amendments to the General Fund for the Fiscal Year Ending June 30, 2009.

Commissioner Sinclair made a motion to place these Resolutions on the Floor for consideration and Commissioner Rook placed a second to the Motion. Discussion was called and the Question. County Clerk, Pat Scarbrough called the Roll with 18 ayes and none opposed. Resolutions No. 2009-18, 2009-20, 2009-21 and 2009-23 were approved.

RESOLUTION NO. 2009-19: Resolution Authorizing County Road List for 2009.

Commissioner Rook made the Motion to place the Resolution on the Floor for discussion, and Commissioner Farmer placed a second to the Motion. Discussion was called and the question. County Clerk, Pat Scarbrough called the Roll with 18 ayes and none opposed. The Motion carried.

RESOLUTION NO. 2009-22: Resolution to Request Unclaimed Balance of Accounts Remitted to State Treasurer under the Unclaimed Property Act.

Commissioner Medling made the Motion and Commissioner Stewart placed a second to the Motion. Discussion was called and the question. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The Motion carried.

RESOLUTION NO. 2009-24: Resolution Authorizing Budget Amendments to the General Fund for the Fiscal Year Ending June 30, 2009 – Everett Stewart Regional Airport.

Commissioner Westbrook made the Motion to place Resolution No. 2009-24 on the Floor for Discussion and Commissioner Overton placed a second to the Motion. Discussion was called Chairman Phebus commented that a similar Resolution to this was adopted in Obion County last Tuesday. There was discussion and numerous questions by Commissioner Salmon, Commissioner Vincent, and Commissioner Farmer. Commissioner Owen requested that Dr. Chris Gooch, Chairman of the Everett-Stewart Regional Airport Commission, give a brief explanation of the projects at hand, where we are with the project and where we are heading; also to include the improvements, what the improvements will include and how they will come about and the affect it will have for us.

Dr. Gooch talked about a repair project, which is 50 percent funded by the state and 50 percent funded locally for two World War II hangers. The cost to replace those hangers would probably be \$2.5 million to \$5 million, however we are fortunate that most grants are 90/10 grants.

The next project we're just entering into is replacing the three-foot, green rotating beacons and the lighted wind cone, which will replace the windsock. Those two projects together are about \$130,000.00. For \$13,000.00 we are getting \$130,000.00 worth of improvements.

There is a security project through the security budget from the federal government, which will again be 90/10. This will amount to a little over \$200,000.00, and we're paying 10 percent of that. New fencing will be installed, surveillance cameras, more lighting and electronic gates to limit access to the hangers, the ramp and taxi areas. Also

mentioned by Dr. Gooch was the airport's 40-year-old underground fuel tank to be replaced, which is also a 90/10 project.

The project that needs to be funded tonight, the lynch-pin of it is 65 acres of land off the south end of the airport. This land is in the runway protection zone and the property has to be owned, easements cannot be obtained for the protection zone. There cannot be any habitable structures within the protection zone, such as a metal building, or two-story house that is standing there now. It is not good enough for the federal government to just condemn it, because vagrants could take up residence. The building have to be moved, because if somebody crashed into them, missed the runway and landed short, the counties that are in charge of operating the airport, which are Obion and Weakley in this case, would be held liable. Dr Gooch went on to comment that the number one priority of the airport board is to hold the counties as harmless as possible for the operation of the airport.

The State of Tennessee has agreed to provide \$340,000 in design and engineering funding for the project, and once this land is acquired, the contract with the state can be signed to receive these funds. This also is a 90/10 project. Once the design and engineering is done, federal funding will allow for construction of the 1,500-foot runway extension and parallel taxiway to get underway.

The whole project, not counting the land acquisition, is approximately \$3.1 million to \$3.3 million.

Dr. Gooch went on to touch on a few other areas of the project. Chairman Phebus called for any other discussion and Commissioner Bell questioned if this is passed tonight, will this be 100 percent funded or will we be looking for more money, (is this just for the land)? Dr. Gooch commented that this is just for the land. Dr. Gooch went on to touch upon some other expenses that might have to be considered in the next three years.

Question was called and the County Clerk, Pat Scarbrough called the Roll with 18 ayes and none opposed. The Motion carried.

RESOLUTION NO. 2009-25: Resolution Adopting Schedule of Reasonable Charges for Copies of Public Records in Weakley County.

Chairman Phebus called for a Motion to place the Resolution on the floor for discussion. Commissioner Jones made the Motion and Commissioner Sinclair placed a second to the Motion. Discussion was called and Commissioner McAlpin had concerns of voting for this Resolution and would like to review the statute involving these charges. Commissioner Westbrook made a motion to Table and a voice vote was taken. The ayes carried and the Resolution was tabled.

RESOLUTION NO. 2009-26: Resolution Requesting Economic Stimulus Funds for Projects in Weakley County.

Commissioner Stewart made a Motion to place the Resolution on the Floor for discussion and Commissioner Taylor placed a second to the Motion. Discussion was called. Commissioner Westbrook commented on this resolution, that the decision on these funds will be made at state level, road money (rural roads) will not qualify for these funds. This is a shot to get our name in the pot for these funds. Commissioner Stewart made comments concerning not wanting this Resolution to take the place of funds we are already receiving. Commissioner Salmon had comments concerning these funds. Dr. Gooch made comments concerning the road and that he would be addressing T.D.O.T. with these concerning about the highway to the Airport.

Commissioner Salmon commented on how many people were contacted for input on this list of request in the Resolution. He commented that there were plenty of projects in Weakley County that needed to be done. Chairman Phebus commented that the Floor was open for any amendments to the Resolution No. 2009-26. Commissioner Stewart commented that he does not have any exact figures on hand for the City of Greenfield and that maybe this needs to be brought forward to the next Meeting for any additions to be considered with this Resolution. Commissioner Salmon made a Motion to table the Resolution. Chairman Phebus called the Motion to table non-debatable, and Commissioner Westbrook commented that the person sponsoring the Resolution can address and speak to the Commission and he commented that he is opposed to tabling this Motion. Commissioner Westbrook commented that he did not have any objections to any question concerning these projects. Commissioner Westbrook drew up the Resolution with Projects that he was interested in and stated anyone on the Commission has the right to do the same. This Economic Stimulus is for projects that are ready to start within the next three months.

Commissioner Stewart questioned how Obion County compiled their list. Obion County Mayor McGuire commented that they decided on three big projects that were spade ready.

Commissioner Westbrook commented that all the projects listed in this Resolution are either already underway, are ready to be done right away or will be underway after tonight's meeting.

Commissioner Farmer called for the question. Chairman Phebus pointed out that all of these Resolutions were sent out on Saturday, January 17, 2009 by e-mail, which was nine days ago. There was enough time to call and add to the Agenda a Resolution. Chairman Phebus commented that we are still on the Motion to Table. Chairman Phebus called for a second on the Motion to Table and Commissioner Bell placed a second to the Motion. All in favor of the Motion to Table say yes and all opposed say no. The Motion to Table was not adopted. Chairman Phebus commented that the Commission is back on

Resolution No. 2009-26. Chairman Phebus called for any other discussion and the Question was called. County Clerk, Pat Scarbrough called the Roll with 14 ayes and 4 nays, the resolution was adopted.

Chairman Phebus called for any other Business to come before the Commission. Commissioner Taylor made a suggestion that when any committee meets that all Commissioners be emailed concerning the Meeting and this would also give the Commissioner a chance to call the Chairman of these committees to find out what will be on the Agenda.

Commissioner Stewart commented that the legislative body consider recessing, so the Commissioners could go back to the City Boards to see if they have anything to add to this before it is sent off, and return at the Call of the Chair.

Chairman Phebus commented to Commissioner Taylor that he would see that the Commission members receive notice of the Committee Meetings.

MISCELLANEOUS STATEMENTS AND ANNOUNCEMENTS:

Chairman Phebus announced the next Regular Meeting would be the fourth Monday, March 23, 2009 at 5:30 p.m.

The Weakley County Legislative Breakfast will be held on February 13, 2009 at 7:30 a.m. at the University of Tennessee at Martin. Anyone wishing to attend this breakfast will need to R.S.V.P. to the Chamber of Commerce by February 6, 2009.

Commissioner Westbrook made a motion to adjourn and Commissioner Farmer placed a second to the Motion. A voice vote was taken and the ayes carried. The Weakley County Legislative Body stood adjourned at 6:12 p.m.

ATTEST:

Pat Scarbrough, County Clerk